

1096.022

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Rojas et al. Atty. Dkt. No.: 1194.003US1
Serial No.: 09/965,663 Group Art Unit: 1638
Filed: September 26, 2001 Examiner: Unknown
Title: TRANSFORMATION OF MONOCOTYLEDONOUS PLANTS USING AGROBACTERIUM

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, BOX MISSING PARTS, 2900 Crystal Drive, Arlington, Virginia 22202, on December 20, 2001.

Kathy Smith Dias

Kathy Smith Dias
Attorney for Applicants
Reg. No. 41,707

Date of Signature: December 20, 2001

Commissioner for Patents
Box Missing Parts
2900 Crystal Drive
Arlington, Virginia 22202

The PTO did not receive the following
listed item(s) Assignment & fee

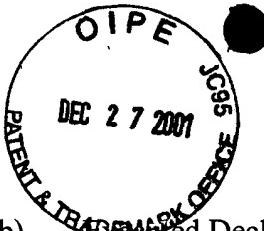
RESPONSE TO NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION FILED UNDER 37 CFR 1.53(b) FILING DATE GRANTED

Dear Sir:

This is a Response to the Notice to File Missing Parts of a NonProvisional Application Filed Under 37 CFR 1.53(b), Filing Date Granted, mailed from the U.S. Patent and Trademark Office October 23, 2001. As a response to the Notice is due by December 23, 2001, this Response is timely filed.

Enclosed herewith are:

- (a) A copy of the Notice to File Missing Parts of NonProvisional Application Filed Under 37 CFR 1.53(b), Filing Date Granted;



1096.022

- (b) Executed Declaration and Power of Attorney;
- (c) Computer Readable Copy of Sequence Listing;
- (d) Paper Copy of Sequence Listing;
- (e) Statement Under 37 CFR 1.821(f) and (g);
- (f) Preliminary Amendment;
- (g) Check in the amount of \$465 (\$400 for filing fee and \$65 for surcharge);
- (h) Executed Assignment and Recordation Form Cover Sheet;
- (i) Check in the amount of \$40 for recording Assignment document.
- (j) One (1) acknowledgment postcard.

The Commissioner is hereby authorized to charge any deficiency or credit any refund to Deposit Account No. 08-1935.

Respectfully submitted,


Kathy Smith Dias
Kathy Smith Dias
Attorney for Applicants
Reg. No. 41,707

Dated: December 20, 2001

Address for Correspondence:
HESLIN ROTHENBERG FARLEY & MESITI P.C.
5 Columbia Circle
Albany, New York 12205
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Facsimile: (518) 452-5579



UNITED STATES PATENT AND TRADEMARK OFFICE

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Page 1 of 2
Sector 1A
Box sec

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/965,663	09/26/2001	Brenda Rojas	1194.003US1

21186
SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.
P.O. BOX 2938
MINNEAPOLIS, MN 55402

CONFIRMATION NO. 3050
FORMALITIES LETTER

OC000000006956433

Date Mailed: 10/23/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

10/23/2001 09:15:35 09965663

FILED UNDER 37 CFR 1.53(b)

370.00	DP
65.00	DP
15.00	DN
30.00	DP

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 710 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$90.
 - \$90 for 5 total claims over 20.
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 930.**
- This application does not contain a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). Applicant must provide such statement. If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000).
- A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 C.F.R. 1.821(e). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
 - To Purchase PatentIn Software, call (703) 306-2600
 - For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov
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*A copy of this notice **MUST** be returned with the reply.*



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Kathy Smith Dias

Kathy Smith Dias
Attorney for Applicants
Reg. No. 41,707

Date of Signature: December 20, 2001

STATEMENT UNDER 37 CFR 1.821(f) and(g)

Dear Sir:

Applicants' undersigned representative states that the content of the paper copy of the sequence listing of the above-captioned patent application and the computer readable copy filed herewith on computer disk are the same and contain no new matter.

Respectfully submitted,

Kathy Smith Dias

Kathy Smith Dias
Attorney for Applicants
Reg. No. 41,707

Date: December 20, 2001

Send Correspondence to:

Kathy Smith Dias, Esq.
HESLIN ROTHENBERG FARLEY & MESITI P.C.
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